

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
December 23-27, 1996

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
12-24	EX	74/517,451	Creative Enterprises, Inc.	Simms* Cissel Seeherman	2(d)	Refusal Affirmed		"OUTER BOUNDS" (and design) [t-shirts, hats, jackets and sweatshirts]	"OUTERBOUND BY H.M.S." [outerwear, namely, sweaters, stadium coats, sweater-jackets and jackets]	Rossmann	No
12-24	EX	74/101,177	EBSCO Industries, Inc.	Sams Rice Seeherman*	whether the configuration of applicant's goods, which configuration applicant claims as its trademark, is de jure functional and, if not, whether the configuration is inherently distinctive	Refusal Affirmed (on both grounds)		configuration of a fishing lure [fishing lures]		Moorhead	Yes

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (R)=Request for Reconsideration

(2) *=Opinion Writer; (D)=Dissenting Panel Member